1893-94
L.R

File No. 78 of 93.
Serial No: 1-10

Sub:— Appeal of ~~Putta~~ Puttamma and Basappa regarding the Pateli of Kondavadi Village Maddagiri Taluk.

D.F. 63 of 97

G. R. S. IX-5]

Previous references. 1893–94.
~~191~~.
(L.R.)

File No. 78 of 93.

Serial Nos. 1–10

Later references.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1–10.

M. ~~Part~~ B for March 1898.

SUBJECT.

Appeal of Puttamma and Bangaliga regarding the Patti of Kondareddi mirasi, Madagiri Taluk.

W D 1250—GPB—30,000 - 26-1-19

counterscored
PR

Indexed
RV

Sankarappa to look after the work till her son was fit for the work.

The deceased Patel's eldest son who was 20 years old agreed to this mother's proposal before the Amildar.

3. 6. 92

The Amildar again issued a notice to Sankarappa and Lukkamma directing them to produce any record showing the date on which the deceased was appointed Patel.

Lukkamma appeared before the Amildar on 6th July 1892 and deposed as follows:—

My brother-in-law Chonda Gowda was looking after the duties of the Patel; after his death my husbands elder brother Chondappa held the office and after the death of the above, my husband took charge of the office about the year Dhata or Iswara. I have

have no written authority regarding
any Kustandi appointment to the
Patelki ^ ^ ^ ×

on the 30th July 1870, i.e during the time of Amildar Bhimarao, Chicke Gowda, father of Puttamma resigned the office. After this resignation, the office was registered in the name of my brother-in-law Chowde Gowda, as he was the eldest son of my father-in-law. My brother-in-law Chowde Gowda and the hissadars for the office were sent for and after due enquiry orders were issued to register my brother-in-law's name as Patel and to perform the duty of the office.

vide Lukkamma's petition the Amedar dy 13/7/92.

× ^ ^ ×

In the year 1878-79, the Shekdar submitted a report stating that after the death of the Patel, his hissadars have failed to get their names ~~registered~~ entered in the Patelki

vide petition to dy Com: d,

After

(1)

As. no. 18 of 1893-94

Appellant - Sankarappa

vs

Respondent - Chonde Gowda.

This is an appeal against the order of the Deputy Commissioner, Kanara District, approving the Amildar's nomination of the Respondent, to the Patelship of Kondawada village in the Mudgal Taluk.

Bhyre Gowda was the Patel of the village of Kondawada. He died on the 9th February 1892. The Shekdar reported the death of the Patel to the Amildar, and stated that the deceased left behind him his two sons and a widow and that the present collection work was carried on with the assistance of Sankarappa, brother of the deceased Patel.

Chonde Gowda (hereditary Patel in the Rep. of 1863-64).

Bhyre Gowda — Kempa

Virupa Gowda — Sankarappa

Chonde Gowda — Kempa

The Amildar ordered that the heirs of the deceased Patel and the Kadatara for the vacant office should be produced before him. 20/2/92.

The parties appeared before the Amildar on the 7th June 1892.

Sankarappa, brother of the deceased, deposed before the Amildar, that his elder brother Virya Gowda held the Patelli office of Kandaneli, that he was looking after the duty of the office since his brother's death, that the deceased left behind him 2 sons Chowda and Kempa, and a widow named Lakkamma, that he was living separate, that the Patelli might be registered in the name of his brother's son, and that if he were ordered to fill the office, he would obey orders.

Lakkamma stated that the Patelli should be registered in the name of her second son, that orders should be issued to

Sankarappa

was doing the duties of the office. He
died four months ago. The Patels is
registered in the names of my grand-
father Chetke Gowda and great
grand-father Chow-de Gowda. No
change of names in the register has
taken place till now. It was settled
by the Panchayets (when Boyre Gowda
held the office) that ~~the Patelship~~
he should ~~be~~ officiate as Patel
for some years and then hand
over the Patelship to me, as half
the Profit should be given by
the person holding the office to
the person who vacates the office
for the others. Boyre Gowda held
the office till now. He had promised
to give back the office to me. I
did not take up the office on
account of family inconveniences.
As I have every right for the
office my name should be
registered

Hombe Gowda
Chowde Gowda
Chetke Gowda — Were Gowda (Hindaya) — Hale Gowda as above
Chow-Gowda — Kempanna (Living) — Patte Gowda (Living)
Kalm-Gowda — Basappa — Chick Gowda

registered as Patel and the work
entrusted from me. I know to read
and write. I have two brothers.
we are all living together.
Puttalgonda and Kempanna
consent to my nomination as Patel.

The Amildar reported to the Deputy
Commissioner as follows: —
It is mentioned in the Register of 1864
that Chowde Gowda, son of Konde
Gowda is the registered Patel and
Chikke Gowda as the person doing
duty. In the register of 1878, the
names Chowde Gowda and Boype
Gowda, son of anomir Chowdegowda
are shown as the persons doing duty
There is no record in the office
showing the appointment of the
deceased Boype Gowda as Patel.
The heirs of Boype gowda state
that they have no written authority
authorizing his appointment as Patel.

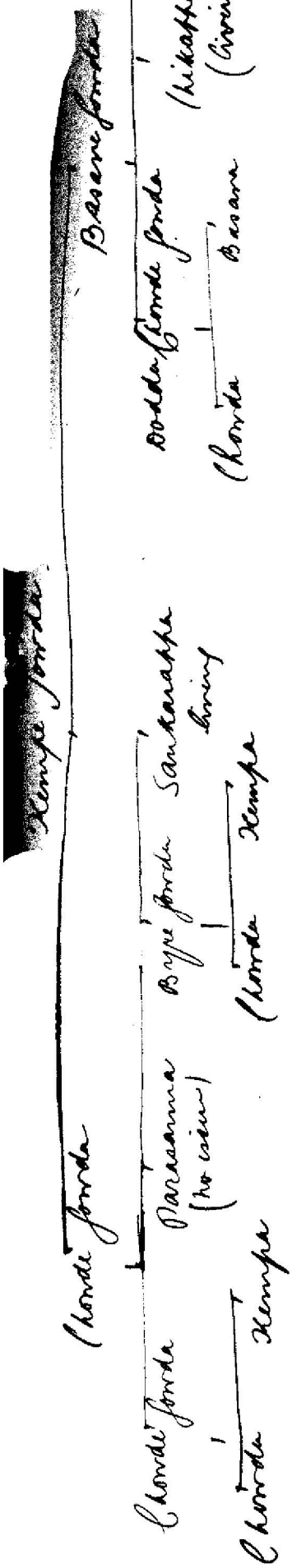
Chowdegowda

Register and have not been looking after the duty. Then order no 9, stating that the work may be performed for the present by Mondavadi Venkanna, was issued. Chowdappa son of the deceased Chowdappa deposed that he did not know to read and write and that the office might be registered in the name of Boya Gowda, his uncle. As Boya Gowda consented to the above arrangement, order no 22 dated 27th May 1878 was issued, appointing Boya Gowda as Patel.

Chowda Gowda son of Chowda Gowda stated as follows:—

The Patelki of Mondavadi was in the name of my great grand father Chowda Gowda. He was holding the office. After his death

death, my grand-father
Chikka Gowda was discharging
the functions of the office after
the death of the above, my father
Chowde Gowda and Angadi
Chowdappa, Grand Son of Kempe
Gowda, as hissadar for the Patel
office were looking after the
work in turn. My father
Chowdappa died before the famine
that is, in the year Isvara.
Angadi Chowdappa died before this
My father officiated till his
death. I did not accept the
office, on account of some family
inconvenience. No hissadars
ever held the office. Sanabogue
Venkanna officiated as Patel for 2 or 3 years.
After this, Angadi Chowdappa's
younger brother, Baze Gowda
was



Register of 1863-64 were unknown to him and that Kempa mentioned in the same register under the head of Hiresadars was the same mentioned in the ~~register~~ genealogical tree of Hiresadars and produced the marginally noted genealogical tree.

On 26th June 1893. The Amildar reported as follows —

It is apparent from the diary that order no 22, dated 25th ~~June~~ May 78 appointing Boyre Gowda as Gumasta and not as registered Patel, was issued to the Thikdar by the Taluk authorities. It does not appear that the above order was confirmed by the Deputy Commissioner. Chowda Gowda's right for the office has been ~~never~~ strengthened by his witnesses statements. The deceased Patel's wife, Lakkamma, has produced no written —

(12)

authority whatever to prove that her husband held the office as registered Patel. The Shekdar has reported that Sankarappa is not fit for the office, as he himself was obliged to go and collect the revenue of the village, this year As Chowde Gowda, the grandson of the registered Patel is fit for the work, orders may be issued to get registered his name as Patel and to permit him to take charge of the office ——

The Deputy Commissioner confirmed the above nomination and a Sanad was accordingly issued to him.

16/8/93 N

The petitioner now appeals against above order.

The grounds of appeal are in Enclosure 2

The appeal was dismissed but the sons of the deceased Patel were declared as heirs to the Patelki, Rem Claims to be considered when a vacancy occurred

(9)

Chowdi Gonda declares that he is the heir for the office and that he did not take charge of the office after his father's death on account of some inconvenience. There is no proper record in the office showing the heirdom and hissadar for the office. Even Photographic register is not in the office.

28. 8. 92. Orders may be sent to register the name of Chimpa, son of the deceased Patel and to appoint Sankarappa as Patel.

The Assistant Commissioner reports that as the name of Timma Gonda is found in some of the records as the registered Patel his relatives must be asked to produce the Sanad issued to Boya Gonda

30. 8. 92

On 8th October 92, Chonde Sonda produced three orders issued in the name of Chonde Sonda in the Amidan in the years 1874, 1876 & 1877. He further stated that Chonde Sonda mentioned in the register of 1864 was his great grandfather and Cheche Sonda mentioned as the person doing duty was his grandfather and that Bayre Sonda was officiating as Priest and was paying half the Photoji to him. He also examined two witnesses, who corroborated his statement; the 2nd witness (Bayre) stated that the Photoji was divided among them.

Sankara Sonda stated that Chonde Sonda and his father Konde Sonda, mentioned in the Register

(13)

Bhowde Sonda, respondent in
A.S. No 48 of 893-94 died in
October 1896, leaving no issue
but a widow named Puttamma
& a brother named Basappa.
The D.C. Coorg has appointed Bhowde
Sonda, one of the sons of Bhaire
Sonda (who was patel from 1776
1892), as successor to Bhowde
Sonda.

Puttamma is said to have adopted
a son & she claims the patel
on behalf of this son. In case
this claim fails, Basappa
claims the patel as brother &
the deceased patel. Puttamma
is said to live in Anantapur
(to be / Madras Presidency)

The deceased patel Bhowde
Sonda is said to be descended from
Thimmaya Bhowde Sonda mentioned
in the Rey. of 1853-64

Bhowde Sonda (Thimmaya 1853-64)
|
Bhaire Sonda
|
Bhowde Sonda (died in 1877-78)
|
Bhowde Sonda (died in 1896) — Basappa

The relationship of Edwarde
Gowda, the present patel
of Kempapura, shown as described
in the key plan 883-64 is
shown ~~in the~~ below

Kempa Gowda (died 1863-64)
|
Chowdegowda
|
Kempa Gowda | Sankarappa
(died in 1892)
|
Chowdegowda Ramaiah
(Present patel
of Kempapura)

The question for consideration
is whether the "vacancy" contemplated
in the 6th clause of 1894 has
occurred, as the deceased patel
has an adoption. The question
is complicated by the fact
that the deceased patel was
not in office from 1877 to 1892
and that his appointment in
1892 was made on unauthentic
data.

1/2/98

P.S. If necessary call an enquiry
necessary by some responsible
persons of Kempapura and enter
in the public book - enquiries
officials dismissed
as true - dated
1/2/98

5/5/10/98

Mr No 951 of 1893-94

Appt
Dasharagowda
of Kondavadi
Madalagiri
Taluq
Tumkur Dt

Respt
Chowdegowda

Appellant's brother Byregowda who was
doing duties of Patel died in Feby 1892, ~~&~~
leaving 2 sons. The Dy Comr gave the appointment
to Respt — The appeal is against the appointment.

The Regulations direct that both the Appts brother
& Respts were Hissadars, though unconnected
with each other & as Appts ~~brother~~ family had also
served, it is right that Respt ~~was~~ should have preference appointed to the
office — The sons of the deceased Byregowda were
entered as Hakdars & their claim considered
when a vacancy occurs — Respt admits

that the deceased (19)
was a Russian
MP
3/3/94 MP 4/3/94

Ans
Pls informed that
her appeal has been
dismissed. A notice
of the terms of Repatriation
be sent to Russia
& their claim considered
when a vacancy occurs
MP
MP 4/

(15)

Before the Government of Mysore.

Appeal No. 31 of 1897-98

Appellant.	Vs.	Respondent.
(1) Puttamma, widow of Chandegowda		Chandegowda Kondavadi
(2) Rajappa resident of Kondavadi, Maddagiri Taluk		

Subject:— Appeal regarding the Patel right of Kondavadi village, Maddagiri Taluk.

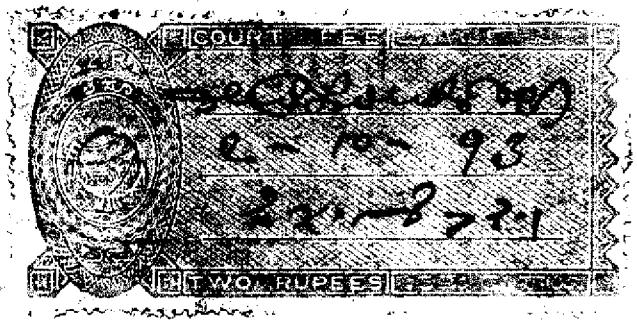
List of papers in English

Nos (1) to (8) as per separate list attached

(9) Prees.

Before the late holder Chandegowda came into office the right was in the possession and enjoyment of the Respts 2 & 3 father & they respondents, & his own father Chandegowda. The title which right he have derived upon the present respondents in lineal succession was given away by the deceased & late Chandegowda as an exchange arrangement on the ground

(20)



Two Rupees Stamp

3/10/93

ಸಕ್ 1893 ನೇ ಇಸವಿ ಅಕ್ಟೋಬರ್

ಸ್ವತಃವಾದಿ.

ಆಡ್ವೊಕೇಟ್. ಮಿಸ್ಟರ್, ಸಿ, ಕೃಷ್ಣಮೂರ್ತಿಗಳಿಗೆ.

ಬರಸಿ ಕೊಟ್ಟ ವಕಾಲತ್ ನಾಮೆ

ಈ ಮೊಕದ್ದಮೆಯಲ್ಲಿ ನನ್ನ ಪರವಾಗಿ ಕೋರ್ಟಿಗೆ ಹಾಜರಾಗಿ ಅರ್ಜಿ ವಗೈರೆ ಕೊಟ್ಟು, ವಿವಾದಿಸಿ ಫೈಸಲ್ ಹೊಂದತಕ್ಕ ಬಗ್ಯ್ಯ, ಅಮಲ್‌ಜಾರಿ ನಡೆಸತಕ್ಕ ಬಗ್ಯ್ಯ ಮತ್ತು ನನಿಗೆ ಸಲ್ಲತಕ್ಕ ಡಿಕರಿ ಮೊಬಲಗು ದಸ್ತೈವಜು ವಗೈರೆ ತೆಗದುಕೊಂಡು ರಶೀದಿ ಕೊಡುವದಕ್ಕೂ ಸಹಾ ತಮಗೆ ಅಧಿಕಾರ ಕೊಟ್ಟದ್ದೇನೆ, ಆದ್ದರಿಂದ ತಾವು ನನಿಗೋಸ್ಕರ ಕೋರ್ಟಿಗೆ ಹಾಜರಾಗಿನಡಿಸುವ ಎಲ್ಲಾ ಕೆಲಸಗಳನ್ನು ನಾನು ಖುದ್ದು ಇದ್ದು ನಡಿಸಿದಂತೆ ಒಪ್ಪುತ್ತೇನೆ

ತಾರೀಖು 2ನೇ ಅಕ್ಟೋಬರ್
ಸಕ್ 1893ನೇ ಇಸವಿ.

ಅಂಗೀಕರಿಸಿ ಇರುತ್ತೇನೆ.

ಈ ಮೊಕ್ತ್ಯಾರ್‌ನಾಮೆ ಕೊಟ್ಟವರು ನನಗೆ ಪರಚಯಸ್ಥರು ನನ್ನ ಸಮಕ್ಷಮ ಇದಕ್ಕೆ ರುಜು ಮಾಡಿ ಇದ್ದಾರೆ ಆದ್ದರಿಂದ ನಾನು ಸರ್ಟಿಫೈ ಮಾಡಿದ್ದೇನೆ.

ಬೆಂಗಳೂರು ವಿಚಾರದರ್ಪಣ ಪ್ರಸ್ 1893.

that Chandeshwar's family which was of a considerable standing had its turn of enjoyment. Chandeshwar who thus came under an exceptional arrangement died and the Dy. Court has allowed the long interval to Chandeshwar the present respondent who is the real & proper heir of the deceased Rajyeshwar - Chandeshwar ~~has not applied under~~ under the circumstances of the case the order of the Dy. Court seems equitable and proper - This appeal dismissed.

11/3/98

O.C.

Drafted
S.C.
12/3/98

(General Serial No. 32.)

1893.

No. 957

Name of Petitioner. Patel Sankarappa

Village. Kondawady

Taluk. Nidagundi

District. Dharwar

Date of Arzi. 2-10-93.

Date of Receipt. 3-10-93.

Date of Disposal.

No. of Enclosures. One only

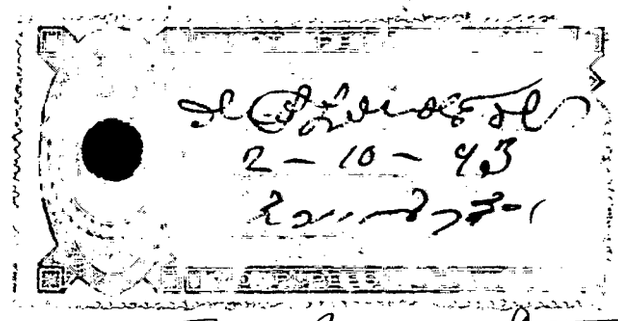
ABSTRACT.

Appeals against the Deputy Commissioner's order dated 2nd July 1893 and states inter alia the reasons therein stated, the Petitioner has no right to the Patil of Kondawady.

Rao J.

B

Petition No 951
19/3/93
3/10/93



MYSORE DEWAN'S OFFICE.
PETITION DEPARTMENT.
REG'D. N. 951 C
DATE 3-10-93

Before the Board of
Commissioners to H. H. the
Maharaja of Mysore.
A.S. No 48
Rev. Petition 93-94 of 1893-94.

Petitioner — Sankarappa, Patail —
residing at Kadavady
Gadagini Taluq:

&
C. Petitioner — Chowdayjowda, residing
at Kondan-ady Gadagini
Taluq:

The Petitioner above named
begs to appeal to this Hon. Board
against the order of the Deputy
Commissioner of Dumtoor dated
the 19th July 1893. on the following grounds.

That the order of the Deputy
Commissioner is opposed to the
previous record in the matter.

2. That the C. Petitioner Chowday-
-jowda, alleged to be the practice of

(2)

of Chikaya said, does not belong to the family of the petitioner and his late brother Byrapanda.

3 That the C. petitioner has or had no right whatever to the office of the Patail of Kandady.

4. That the petitioner and Chanda and Kempka, sons of Byrapanda, through whom they claim, have a right to be in office, if entitled by a decree in a proper suit establishing the superior right of the C. petitioner.

5 That the claim, if any of the C. petitioner is based on time, in as much as neither he nor any of his ancestors has ever in possession of the office at all events within the last 12 years.

6 That the Deputy Commissioner erred in ~~ecclesiastic~~ the claim of the C. petitioner in limine.

C. Muthanna

Asst. Jr. Pltr.

2-10-93

ಕರ್ನಾಟಕ ಪಬ್ಲಿಕ್ ಸರ್ವಿಸ್ ಕಮಿಷನ್ — ಅಧಿಸೂಚನೆ

ಹುದ್ದೆಯ ಹೆಸರು — ಸಹಾಯಕ ಆಯುಕ್ತರು ಮತ್ತು ಉಪವಿಭಾಗಾಧಿಕಾರಿಗಳು

ಹುದ್ದೆಗಳ ಸಂಖ್ಯೆ — ಸಾಮಾನ್ಯ ನೇಮಕಾತಿ 12 ಹುದ್ದೆಗಳು, ಹೈದರಾಬಾದ್ ಕರ್ನಾಟಕ ಪ್ರದೇಶಾಭಿವೃದ್ಧಿ ಮಂಡಳಿ ಸ್ಥಾನಿಕ ಮೀಸಲಾತಿ 3 ಹುದ್ದೆಗಳು, ಒಟ್ಟು 15 ಹುದ್ದೆಗಳು

ವೇತನ ಶ್ರೇಣಿ — ಮಾಸಿಕ ₹ 52,650-97,100 (ಪೇ ಮ್ಯಾಟ್ರಿಕ್ಸ್ ಮಟ್ಟ 17)

ಅರ್ಜಿ ಸಲ್ಲಿಕೆಗೆ ಕೊನೆಯ ದಿನಾಂಕ — 14-09-2026 ಸಂಜೆ 5.30 ರವರೆಗೆ

ಅರ್ಜಿ ಶುಲ್ಕ — ಸಾಮಾನ್ಯ ಅಭ್ಯರ್ಥಿಗಳಿಗೆ ₹ 600, ಪ್ರವರ್ಗ 2ಎ/2ಬಿ/3ಎ/3ಬಿ ಅಭ್ಯರ್ಥಿಗಳಿಗೆ ₹ 300, ಪರಿಶಿಷ್ಟ ಜಾತಿ/ಪಂಗಡ/ಪ್ರವರ್ಗ 1 ಅಭ್ಯರ್ಥಿಗಳಿಗೆ ಶುಲ್ಕ ವಿನಾಯಿತಿ

ವಿದ್ಯಾರ್ಹತೆ — ಯಾವುದೇ ವಿಷಯದಲ್ಲಿ ಪದವಿ ಪರೀಕ್ಷೆ ಉತ್ತೀರ್ಣರಾಗಿರಬೇಕು

ವಯೋಮಿತಿ — 01-07-2026 ರಂತೆ ಕನಿಷ್ಠ 21 ವರ್ಷ, ಗರಿಷ್ಠ 31 ವರ್ಷ (ಪ್ರವರ್ಗ 2ಎ/2ಬಿ/3ಎ/3ಬಿ ಅಭ್ಯರ್ಥಿಗಳಿಗೆ 33 ವರ್ಷ, ಪರಿಶಿಷ್ಟ ಜಾತಿ/ಪಂಗಡ/ಪ್ರವರ್ಗ 1 ಅಭ್ಯರ್ಥಿಗಳಿಗೆ 35 ವರ್ಷ)

ಆಯ್ಕೆ ವಿಧಾನ — ಪೂರ್ವಭಾವಿ ಪರೀಕ್ಷೆ, ಮುಖ್ಯ ಪರೀಕ್ಷೆ ಮತ್ತು ವ್ಯಕ್ತಿತ್ವ ಪರೀಕ್ಷೆ

ಪೂರ್ವಭಾವಿ ಪರೀಕ್ಷೆ ದಿನಾಂಕ — 22-11-2026

ಮುಖ್ಯ ಪರೀಕ್ಷೆ ದಿನಾಂಕ — 14-02-2027 ರಿಂದ 20-02-2027

ಅರ್ಜಿ ಸಲ್ಲಿಸುವ ವಿಧಾನ — ಆಯೋಗದ ಅಧಿಕೃತ ಜಾಲತಾಣದ ಮೂಲಕ ಆನ್‌ಲೈನ್ ಅರ್ಜಿ ಸಲ್ಲಿಸಬೇಕು

ಹೆಚ್ಚಿನ ಮಾಹಿತಿಗಾಗಿ — ಆಯೋಗದ ಕಚೇರಿ ದೂರವಾಣಿ 080-2335 7788

ಕಾರ್ಯದರ್ಶಿ — ಕರ್ನಾಟಕ ಲೋಕಸೇವಾ ಆಯೋಗ

ಬೆಂಗಳೂರು — 18-08-2026

---

(27)

19-7-93.

29-8-93.

(30)

Deputy Commissioner's office
Tumkur District

No. 473

Dated 8th December 1893.—

To

The Chief Secretary to the Government
of Mysore.

Sir,

With reference to your official memo: No. 716 of the 13th ultimo forwarding for report (with record) the petition of Shankarappa of Kondavadi in the Madagiri Taluk, appealing against this office order No: 87 dated the 19th July 1893, approving the Amildar's nomination of one Chowdé gowda to the Patelship of the said village, I have the honor to state as follows.—

1 The person that was doing the duties of Patel of the said village of Kondavadi viz: Baire Gowda having died on the 16th February 1892 it became necessary to appoint a Successor. Accordingly the Amildar after enquiry reported

that the deceased was not the registered as, that his brother (the petitioner) was not competent, that the deceased was only acting as Goomasta as per an order issued by a late Amildar on the 27th May 1878, that the great-grand-son of the person appearing in the register of 1863-64 as the Patel of the village was competent, and that he might be lawfully appointed to the vacant post. - This was approved. Hence the present appeal from the brother of the deceased.

2. The appeal petition and its enclosures are herewith returned together with the proceedings of the case. -

I have the honor to be
Sir
Your most obedient Servant

Deputy Commissioner

(2) 15-11-93

MYSORE DEWAN'S OFFICE,

PETITION DEPARTMENT.

OFFICIAL MEMORANDUM.

The accompanying Petition No. 951

dated 2-10-93 received at the

Dewan's Office from ~~the~~ Tandavaraya

of Bowringpet, Madras

Taluk, appealing against

the order of the Deputy Commr

of Tumkur in re the appointment

as ~~the~~ Patel of the village in

place of Chowdaiah

forwarded, together with its one

enclosure, to the Deputy Commr

Tumkur Dist. for submission

of the proceedings with a report

on the facts of the case and

on the points taken in the

petition.

2. The petition should

be returned with enclosure

L.R. 78-93-2

By Order,

Draft

13/11

Chief Secretary.

BANGALORE,
Nov 1893

M. G. C. P., Bangalore.—21-11-92—3,000.

(9)

(3)

(General Serial No. 30.)

1893. 94 9446

P. 340

From The Deputy Commissioner
Tumkur District

To

The Chief Secretary to the Government of Mysore.

Dated 8th December 1893

Despatched 9th

Received

Enclosures No. 3 and a file of papers

General No.

No. 473

Submitting report and the record
in the petition of Shankalla
of Kondanahalli village in the Madagiri
Taluk praying for cancellation
of Enquiry and the Patelship
of the said village

P. S. Maude
11/12

Y. R. 18-93-3

2nd 2/2

Pass in the usual terms
1-3-94
Put in Hearing with other petitions
of the parties.

Y.R. 18-93 [illegible]

19/3/94

No. 951
a548

MYSORE DEWAN'S OFFICE,
PETITION DEPARTMENT.

15th March 1894
19

Endorsement granted to Shankaregowda of Kondavade Chaddagiri Taluk (by Sri Krishnamurthi advocate)

in reply to his Petition Registered No. 951/a548 dated 5th October 1893 appealing against the Deputy Commr's order appointing one Channegowda as patel of the village ~~in place of Patlebasve~~

Petitioner is informed that his appeal has been dismissed The names of the sons of Byregowda will be entered as Hakdars and their claim considered when a vacancy occurs.

2 The enc: is returned.

"By Order"

17/3/94

for Chief Secretary.

Mysore Govt. Central Press, [illegible] 93—2000.

(5) 32

Before the Government of *His Highness* the Maharaja of Mysore.

Appeal No. 951 / as 48 of 1893-94

Appellant. Vs. Respondent.

Sankara Gonda of Kondaradi, Haddagiri Taluk Tumkur District (by Mr. Krishna Murthi, Advocate)

Chondegonda

Y.R. 78-93-94

Decision dated 4th March 1894

Appellant's brother, Byre Gonda, who was doing duties of Patail died in February 1892, leaving 2 sons. The Deputy Commissioner gave the appointment to Respondent. The appeal is against this appointment.

2. The Registers show that both the Appellant's brothers and Respondent were Hasedars, though unconnected with each other and as Appellant's

family had its turn, it
is right that Respondent
should have his turn
also and be appointed
to the office. The sons of
the deceased Byregowda
will however be entered
as heirdars and their
claim considered when a
vacancy occurs. Respondent
admits that the deceased
was a Hereditary

'By order'

Extract

for Chief Secretary

Copy to the Deputy Commr
Tumkur District with the
proceedings received with
his letter No 473 dt 3-12-93

'By order'

for Chief Secretary

Please put up the file mentioned with the appeal suit No. 257/48 of 1893-94 which is state Chancellor disposed on 4-3-95

To Vernacular Records for reference

16/11

L.R. 78—93—6.

1897

No. 1208 of 1897

Name of Petitioner(s) 1) Pallamma wid. of Chandè Gowda and 2) Bassappa

Village Kondavadi

Taluk Maddagiri

District Tumkur

Date of Arzi 11—11—97

Date of Receipt 11—11—97

Date of Disposal

No. of Enclosure one

ABSTRACT.

Appeal against the order of the Dy Comr No 47 dated 26.8.97 in the matter of the Patels of Kondavadi village in the Maddagiri Taluk which is as follows:—

Quote.

1. Pallamma widow of the late patel Chandè Gowda and Bassappa brother of Chandè Gowda

Read your petition dated 6.7.97 complaining that the Amildar had issued orders for delivering charge of the Patels of Kondavadi village as well as that of Jodi Kumsandrahalli and 2 Patelships, to Chowdappa son of Bare Gowda through the mediation of the Patels of Records-reference

(30)

the filling up of the vacant Patelki of Kandanadi village and though there was no necessity to pass orders regarding the Patelki of Jodi Kamsamakalli &c;

Next also the records of the case submitted by the Amildar vide his No 164 dated 11-8-97 and also heard the argument of pleadership of the Plaintiffs by their pleader Umlecatchar.

In the order from the Deputy Commissioner dated No 920 dated 18-6-97 in the Taluka namely referred to the Patelki of Kilar Kandanadi village and not that of Jodi Kamsamakalli village, the order of the Amildar directing the delivery of charge of the Patelki of Jodi Kamsamakally village to Chandeppa son of Byrè gowda is cancelled and the Taluka Amildar has been directed to submit a separate report for orders regarding the Patelki of Jodi Kamsamakalli village, you are informed accordingly.

Petn submitted.

That Chandi gowda was the hereditary holder for the Patelki of Kandanadi village and also the register dated died about a year back.

(39) the nearest relations (petts) of the late in power of the distant relatives

* May therefore for orders cancelling the order appealed against and directing the appointment of any one of the persons mentioned below for the Paleti of Kandarodi village

1 the petts who are the nearest kinsmen
2 brothers of the 2nd petts
3 as appellant
or 3 the adoption son of Chandè Govinda

Encl
15/4/97 The order appealed against

(3J)

(2) that the Amildar recommended to the Dt Hussain the appointment of one Chandaiya (Son of Byre gowda why an hereditor for the Patels) for the Patels of Sirkar Kendaradi village and also for Godi Kanoor one hally village for which he has no concern without considering the claims of the petrs

(3) that the petrs ~~have been~~ heard ~~the cause of the~~ that an oath was given to one Chikkappaya son of Puttegowda of the petrs family on his petition that the Dt had approved of the recommendation of the Amildar regarding the Patels

(4) that the petrs on hearing the above presented an appeal to the Hy Court for which they were given an order No 47 dated 26-8-97 which reached the petrs only recently

(5) that the order of the Hy Court above referred to implies that the appointment by Chandaiya to the Patels of Kendaradi was confirmed by the Hy Court

(6) that the petrs were not informed of the order by the Amildar

back on the application of Chikkappaiya he was given an inch to the effect, that a Revenue order had been passed on 4-3-94 in appeal No. 95 of 93-94 filed by Byre gowda on the appointment of the late Chandappa, recognising the Sons of the said Byre gowda as hukdars and requiring their claims would be considered on the occurrence of a vacancy and in pursuance of that Revenue order Chandappa Son of Byre gowda had been appointed as patel of Kadarandi village, and the Patel directed to be registered in the name of Chandappa.

(7) That the decision of the Commr that there was a vacancy is not just inasmuch as there were hissedars for the late Patel and so there was no real vacancy.

(8) That the remote relatives of the deceased Patel are keeping and some share of their family. That the Sons of Byre gowda are direct hukdars and so they not only just to depose

ಕೈಗಾರಿಕೆಗಳಲ್ಲಿ ಉತ್ಪಾದನೆಯಲ್ಲಿ ಉತ್ಪಾದಕತೆಯಲ್ಲಿ ಹೆಚ್ಚಳವಾಗಿದೆ. ಕೈಗಾರಿಕೆಗಳಲ್ಲಿ ಉತ್ಪಾದನ

10

11-11-97

Zonal Manager's Office
Nil Reference.
11/11/97

W.P. 1205

Presented in person
In Patna Branch
11/11/97

5312
Pol 39/1897-98 (S)

From The Deputy Commr
Tumkur District.

To The Secretary to the
Government of Mysore
Genl & Rev. Depts. —

Dated 16th
Despatched 20th } January 1898
Received

General No. 690.
No.

Enclosure No. 2 & 3 Verifiles

His official Memorandum No. 679 dated 8th December 1897

—"—

Reporting on the petition of Puttamma and Basappa of Kondavadi in the Madhugiri Taluk

—

Pol 25/1/98

Rep^s put up.

All 27/1/98.

Sub mg

28/1/98

Tumkur District
No. 690 Deputy Commissioner's Office
Rec: 29-3 file. Camp Turvekere Dated 16th January 98

To,

The Secretary to the
Government of Mysore
General and Revenue Departments

Sir,

In returning herewith the petition of Puttamma and Basappa of Kondavadi in the Maddagiri Taluk, received with your official memorandum dated 8th December 1897, no 679, I have the honor to submit the entire records relating to the appointment of Chowdegowda to the Pateleship of Kondavadi and to state as follows:—

2. One Bhaire gowda was the Patel of the said village till his death in 1892. On Bhaire gowda's death, the appointment was conferred on Chowde gowda who was an equal

ہے۔ اس لئے میں مقدمہ ہذا خارج کرتا ہوں۔ فریقین اپنے اپنے خرچہ کا ذمہ دار ہوگا۔

اپیل دائر کرنے کی میعاد ایک ماہ ہے۔

دستخط

ایڈیشنل سول جج نمبر ۱ / ۲ ملتان

۴-۳-۹۶

4

مورخہ ۴-۳-۹۶ کو مدعی بذات خود حاضر ہوا۔ مدعا علیہ حاضر نہیں ہوا۔ مدعی کی طرف سے دلائل سنے گئے۔ مدعا علیہ کی طرف سے کوئی حاضر نہیں ہوا۔ مدعی کے دلائل سننے کے بعد مقدمہ فیصلہ کے لئے ۷-۳-۹۶ مقرر کیا جاتا ہے۔

دستخط

ایڈیشنل سول جج نمبر ۱ / ۲ ملتان

۴-۳-۹۶

5

مورخہ ۷-۳-۹۶ کو مدعی بذات خود حاضر ہوا۔ مدعا علیہ حاضر نہیں ہوا۔ مدعی کی طرف سے دلائل سنے گئے۔ مدعا علیہ کی طرف سے کوئی حاضر نہیں ہوا۔ مدعی کے دلائل سننے کے بعد مقدمہ فیصلہ کے لئے ۹-۳-۹۶ مقرر کیا جاتا ہے۔

دستخط

ایڈیشنل سول جج نمبر ۱ / ۲ ملتان

۷-۳-۹۶

Pet 679 Pr

8-12-97

MYSORE DEWAN'S OFFICE.

PETITION DEPARTMENT.

L.R. 78-93-7

OFFICIAL MEMORANDUM.

The accompanying Appeal Petition
No. 1205 dated 11-11-97
received at the Dewan's Office from
Puttaswamiah Patel of
Kondanadi village in the
Huidadagi Taluk, appealing
against the order of the Da
Court, in O.S. 67 of 96-97 appeal
by Chandaiya Patel of
Kondanadi village in preference
to the petitioner herein
is forwarded, together with its one
enclosures, to the Deputy Commissioner
of the Tumkur District
for submission of the entire proceedings
connected with the case, together with a
full report of the facts of the case, and on
the points urged in the petition.

2 The petition with its enclosure
should be returned.

By order,

C2 Dfh

for Chief Secretary.

BANGALORE,
9/12/ 1897

9/12/97

M.G.C.P.B.—25-4-95—1,000

(49) 2 drafts (10)

L. R. 78-93-9

Proceedings of the Govt. of Mysore.

Read again:-

Decision of Govt. in Appeal dated 24th March 94.

No. 951/48 of 1893-94 (Sankare Gauda & Chande Gauda in re the Patels of Kondavadi Maddagiri Taluk)

stating to the effect that as both the Appellant's brother Bhaire Gauda and Respondent were Hiredars to the office, and as Appellant's family had its turn, it was right that Respondent should have his turn also and be appointed to the office, and that the sons of the deceased Bhaire Gauda should be registered Hakdars and their claim

considered when a vacancy occurs.

Read also:—

(1) Petition of Appeal No 31 of 1897-98 presented by Puttamma widow, and Banappa brother, of Chande Ganda deceased Patel of Kendavadi, against the order of the Dy Commr of Sunkur dated 18th June 1897, appointing Chande Ganda the ~~deceased~~ son of Bhaire Ganda above referred to as Patel of Kendavadi in succession to ~~Kaka~~ Chande Ganda deceased.

(2) Letter No 690 dated 16th January 1898 from the Deputy Commr, Sunkur District, reporting that Chande Ganda whose appointment was confirmed by Govt in their decision dated 4th March 94, having

died

(47)

Hissedar with the deceased Bhaire
gowda. Chowdegowda's appointment
was confirmed by Government and
the names of Bhaire gowda's sons were
ordered to be registered as Hukdars,
their claim to succeed to the office being
considered when a vacancy occurred.
Vide Decision dated 4th March 1894
in Appeal No. 951/A.S.48 of 1893-94. The said
Chowdegowda died on 13th October 1896,
leaving no issue. Petitioner Puttamma
is his widow and Basappa his brother.
Petitioner Puttamma is reported to be
residing in a village in the Madaksira
Taluk, and to have adopted a boy
as her son. Advantage was, under such
circumstances, taken of the vacancy
caused by Chowdegowda's death to
appoint Chowdegowda, one of the sons
of the late Bhairegowda, to the office
of Patel of Kondavadi, in accordance
with the spirit of the Government

Decision dated the 4th March 1894.
It is against this appointment
that the Petitioners now appeal

I have the honor to be
Sir
Your most obedient Servant

M Narain Das

Deputy Commissioner
Tirhut District

died without issue in October 95,
advantage has taken of the
thus caused
vacancy, to appoint Chandi
Gauda one of the sons of the
late Bhaire Gauda to the
office in accordance with
the spirit of the said Govt
decision.

(2) ~~Facts of~~
(3) Records of the case.

— x —

Order on 8632 P
(115th) P.N. 03-97 E. 5.5.98

Before the late Collector

Chandi Gauda came into
office, the right was in the
possession and enjoyment
of the respondents father Bhaire
Gauda, and his father,
Chandi Gauda. The office
which ought to have devolved
upon

upon the present Respondent in lineal succession was given away by the deceased Patel Chandi Gauda, as an exceptional arrangement, on the ground that Bhaire Gauda's family which was of a co-ordinate Kuvada had the claim of enjoyment to Chandi Gauda who came thus under an exceptional arrangement did, and the Dy Comm has allowed the back to revert to Chandu Gauda the present Respondent who is the lineal and proper heir of the deceased Bhaire Gauda. Under the circumstances of the case, the order of the Dy Comm was equitable

(53)

equitable and proper. The appeal is dismissed.

Draft:

C/2

Fr Secretary.

To 14/2/48

The Deputy Commr

Jamkhed District, with the

enclosures.

12/3/98

+93-3-20888

16-3-98

(54)

16-3-98

Y.R. 78-93-10.